UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

IN RE:

DAWN A. PIERCE Case No. **15-71047**

Chapter 7

Debtor(s)

MOTION TO APPROVE COMPROMISE SETTLEMENT

George I. Vogel, II, Chapter 7 Trustee in this case hereby moves the Court to approve a compromise settlement between the Debtor and the Trustee and in support thereof would respectfully show unto the Court as follows:

1. That the Debtor filed a petition under Chapter 7 of the United States Bankruptcy Court on July 24, 2015 and claimed as exempt on her Schedule C an account receivable in the amount of $6,767.00 as wages, under the provisions of Virginia Code Section 34-29, and also as an asset exempt pursuant to Virginia Code Section 34-26(7).
2. That the Trustee filed an objection to the exemptions claimed by the Debtor in the account receivable and by orders of the United States Bankruptcy Court for the Western District of Virginia the Trustee's objection to the exemptions was sustained.
3. That the Debtor timely filed a notice of appeal of the said decision sustaining the Trustee's objection to the exemptions claimed as wages under Virginia Code Section 34-29 to the United States District Court for the Western District of Virginia and the appeal is now pending.
4. That the Debtor has offered to pay unto the Trustee the sum of $4,000.00 cash payable in monthly installments of $800.00 each beginning on April 1, 2016.
5. That the Trustee is of the opinion that it is in the best interest of the Debtor's estate that the matter be

Vogel & Cromwell, L.L.C.

Roanoke VA

settled as proposed by the Debtor to avoid the estate incurring fees and costs for the appeal and to collect the nonexempt funds from the Debtor.

WHEREFORE, the undersigned Trustee respectfully prays that the Court approve the compromise settlement reached between the Trustee and the Debtor and that the Trustee have such further relief as the nature of this cause may require.

Dated this 8th day of February, 2016.

/S/ GEORGE I. VOGEL, II
George I. Vogel, II, Trustee

George I. Vogel, II, Trustee
Vogel & Cromwell, L.L.C.
P.O. Box 18188
Roanoke, VA 24014
(540) 982-1220

CERTIFICATE OF SERVICE

I hereby certify that I have this 8th day of February, 2016 mailed or electronically transmitted a copy of the foregoing Motion to the Debtor, to counsel for the Debtor, to all creditors as listed on the Debtor's mailing matrix and to the Office of the United States Trustee.

/S/ GEORGE I. VOGEL, II
George I. Vogel, II, Trustee

UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
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IN RE:

DAWN A. PIERCE Case No. **15-71047**

Chapter 7

Debtor(s)

NOTICE OF HEARING ON MOTION FOR COMPROMISE SETTLEMENT

George I. Vogel, II, the Trustee in this case has filed a motion for an order approving a compromise settlement between the Trustee and the Debtor. A copy of the motion is attached to this notice.

Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in the bankruptcy case. (If you do not have an attorney, you may wish to consult one.)

If you do not want the court to grant the Trustee’s motion to approve compromise settlement, or if you want the court to consider your views on the motion, then on or before 5:00 p.m. on February 29, 2016, you or your attorney must:

1. File with the court a written objection to the motion:

   WRITTEN OBJECTION SHOULD BE SENT TO:

   Clerk, U. S. Bankruptcy Court
   210 Church Ave., SW, Room 200
   Roanoke, Virginia 24011
   Facsimile 540-857-2873

2. If you mail your objection to the court for filing, you must mail it early enough so the court will receive it on or before the date stated above.

3. You must also mail a copy to:

   Office of the U. S. Trustee
   First Campbell Square Building
   210 First Street, Suite 505
   Roanoke, VA 24011 and to

Vogel &
Cromwell, L.L.C.

Roanoke VA

George I. Vogel, II, Trustee
P. O. Box 18188
Roanoke, Virginia 24014

4. Attend the hearing scheduled to be held on **MARCH 7, 2016 AT 2:00 P.M.** in the Courtroom of the United States Bankruptcy Court located on the 2nd Floor of the Commonwealth Building, Corner of 2nd Street and Church Avenue, SW, Roanoke, Virginia.

If you or your attorney do not take these steps, the Court may decide that you do not oppose the relief sought in the motion and may enter an order granting that relief.

Requests for additional information should be directed to the Trustee.

Date: February 8, 2016

/S/ GEORGE I. VOGEL, II
George I. Vogel, II, Trustee
P. O. Box 18188
Roanoke, VA 24014
(540) 982-1220
Gvogel@vogelandcromwell.com

CERTIFICATE OF SERVICE

I hereby certify that I have this 8th day of February, 2016, mailed or electronically transmitted a true and correct copy of the foregoing Notice with motion attached to the Debtor, the Debtor's counsel, to all creditor as listed on the Debtor's mailing matrix and to the Office of the U.S. Trustee.

/S/ GEORGE I. VOGEL, II
George I. Vogel, II, Trustee